

To the Members of the California State Assembly:

I am returning Assembly Bill 2536 without my signature.

This bill would require overtime pay for personal attendants who are nannies. The existing overtime exemption was intended to keep these jobs above ground and to allow those in need of such services to find assistance at a price they can afford. Removing this exemption would dramatically increase the costs of these attendants and potentially drive employment underground.

I am also concerned that this bill creates new liquidated damage penalties against employers of all household workers, not merely nannies. In short, this bill subjects seniors and the severely disabled who hire household workers to a new cause for civil litigation. Given the increase in frivolous labor law litigation in recent years, I cannot support subjecting seniors and the disabled to additional liability.

Sincerely,

Arnold Schwarzenegger